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1 Upon consideration of Plaintiff MCLAUGHLIN CHIROPRACTIC ASSOCIATES, INC.'s
2 Motion for Entry of an Authorization Order Under the Cable Communication Policy Act of 1984,
3 47 U.S.C. § 551, *et seq.*, and the Court being duly advised in the premises, this Court **GRANTS** the
4 Motion and **ORDERS** as follows:

5 **IT IS ORDERED** that: third party subpoena respondents in the above-captioned case are
6 hereby authorized to disclose the requested information in said subpoenas, namely: For each
7 telephone number on the list for the date(s) listed, identify whether or not you provided online fax
8 service to the subscriber of that telephone number.

9 **IT IS FURTHER ORDERED** that: Plaintiff may serve a copy of this Order on third party
10 phone carriers along with a subpoena requesting the information set forth above in Request No. 1,
11 advising them of this Order;

12 **IT IS FURTHER ORDERED** that:

13 (a) To the extent the phone carriers find it necessary to provide notice, the phone carriers
14 shall have thirty (30) calendar days after said notice to notify subscribers that their name
15 and address are being sought by Plaintiff;

16 (b) each subscriber whose name and address are sought shall have thirty (30) calendar days
17 from the date of such notice to file suit, submit, or otherwise assert any opposition to the
18 requested disclosure; and

19 (c) payment to the phone carriers by Plaintiff of all reasonable costs of: (i) compiling the
20 names and addresses of subscribers; (ii) providing pre-disclosure notifications to
21 subscribers; and (iii) all other reasonable costs and fees incurred responding to discovery,
22 the determination of which will be addressed by Plaintiff and the phone carrier.

23 (d) Phone carriers may provide notice using any reasonable means, including but not limited
24 to written notice sent to the subscriber's last known address, transmitted either by first
25 class mail or via overnight service.

SCHUBERT JONCKHEER & KOLBE LLP
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San Francisco, CA 94111
(415) 788-4220

IT IS FURTHER ORDERED that: any information disclosed to Plaintiff in response to the subpoena issued under Rule 45 of the Federal Rules of Civil Procedure may be used by Plaintiff solely for this matter and solely consistent with any orders entered by the Court in this matter.

IT IS FURTHER ORDERED that: good faith attempts by the phone carriers to notify the subscriber(s) shall constitute compliance with this order.

Date: July 26, 2021

Haywood S. Gill Jr.
Hon. Haywood S. Gilliam, Jr.

Hon. Haywood S. Gilliam, Jr.

SCHUBERT JONCKHEER & KOLBE LLP
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